

MILPERSMAN 1600-070

DECLARATION OF RETURN FROM DESERTION

Responsible Office	NAVPERSCOM (PERS-00D1)	Phone:	DSN COM FAX	882-4451 (901) 874-4451 882-2626
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NAVPERSCOM CUSTOMER SERVICE CENTER	Phone: Toll Free	1-866-U ASK NPC
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References	(a) DoD Directive 1325.2 of 2 August 2004 (b) 18 U.S.C. §922
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1. Procedures

a. MILPERSMAN 1600-050 provides actions to be taken upon the return of a deserter to military control per reference (a). The activity to which a member returns will submit (**via encrypted e-mail**) DD 616 Report of Return of Absentee and Exhibit 1 Return of Deserter message to report the member's return to military control per MILPERSMAN 1600-060. Exhibit 1 must be submitted even if the deserter has been (or will be) discharged.

b. The deserter's parent command to which he or she is assigned for disciplinary action or disposition is responsible for completing NAVPERS 1070/606 Record of Unauthorized Absence.

c. **Surrenderees.** Members who surrender will not be placed in civilian jails. Navy Personnel Command (NAVPERSCOM), Corrections and Program Office (PERS-00D1) or the Officer in Charge, Navy Absentee Collection and Information Center (NACIC) may grant an exception in unusual circumstances.

d. **Apprehendees.** Commands will not pick up or escort deserters, unless authorized by NACIC. NACIC will determine the disposition and transport, or coordinate the transport if an escorted local move is required. **Do not accept deserters from civilian authorities until approval is obtained from NACIC.** NACIC must be advised if the member is being held by civil authorities for civil charges. NACIC will issue a military detainer and arrange escorts upon the deserter's return to military control. If the deserter is convicted and sentenced to

confinement, NACIC will assign responsibility of the member's case to an area coordinator for review and appropriate action.

e. Per reference (b), the Navy is required to notify the Federal Bureau of Investigation (FBI) of the final disposition of all military deserters. In support of this, all Navy activities will forward the deserter's final disposition to NACIC (via message) within 60 days of the deserter's return. Describe the venue (nonjudicial punishment or type of court-martial), conviction status, list of offenses, list of punishment awarded, charges dismissed, discharge, and characterization. Request for extensions to exceed the 60 days may be made (via message) to COMNAVPERSCOM DET NAVABSCOLLINFOCEN MILLINGTON TN//001//.

2. Information

a. If a member was declared a deserter erroneously, notify NACIC and Defense Finance and Accounting Service (DFAS), Cleveland by message **immediately** to prevent undue financial hardship, and to prevent the member from being entered in (or to remove the member from) the FBI National Crime Information Center's wanted persons file.

b. A declared deserter discharged in absentia, as authorized by COMNAVPERSCOM, is considered returned to military control for administrative purposes the day of discharge. The discharging activity (to include NACIC when the member has been enrolled to Bureau of Naval Personnel (BUPERS) deserter unit identification code 41104) must prepare Exhibit 1 to clear member from the deserter files. Indicate in the remarks section the authority used for the discharge in absentia.

c. It is imperative when a declared deserter is discharged from the Navy, placed on the temporary disability retired list, or starts appellate leave after physically returning to a command, Exhibit 1, DD 214 Certificate of Release of Discharge from Active Duty, or other appropriate documentation reflecting the member's separation from service be transmitted to NACIC. Documentation is required in order to reflect the member accurately in the enlisted master file, remove the status of desertion, and clear the warrant for arrest from the national crime information computer.

Exhibit 1
Return of Deserter
(Use proper message format.)

FROM: (Originating activity)
TO: COMNAVPERSCOM DET NAVABSCOLLINFOCEN
MILLINGTON TN//001//
(Member's parent command)
INFO: COMNAVPERSCOM MILLINGTON TN//PERS-00D1//
DFAS CENTER CLEVELAND OH//JJJ//
FISC CHEATHAM ANNEX WILLIAMSBURG VA//JJJ//
BT
UNCLAS//N01626//
SUBJ: REPORT CONTROL SYMBOL BUPERS 1600-2, RETURN OF DESERTER
NAVPERSCOM (PERS-00D1)//
MSGID/GENADMIN/(Originator)//
POC/Name/Rate or Rank/Telephone//
RMKS/1. (Member's rate, full name, branch, SSN (XXX-XX-1234,
last four only).
2. DESERTER FROM (command) SINCE (time and date).
3. (Apprehended/Surrender) BY/TO (military/civilian
authorities) AT (time and date) AT (location).
4. RETURNED MIL CONTROL (time and date) AT (location).
5. RETAINED ON BOARD FOR (disciplinary action/disposition/
pending return to parent command/or transfer to (activity)).
6. NOK/READINESS COMMAND STAFF CHAPLAIN HAS BEEN NOTIFIED OF
MEMBER'S RETURN TO MILITARY CONTROL. (If not, expected date of
notification or intentions, e.g., parent command to notify.)
7. REMARKS: (as appropriate)//
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